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August 12, 2008

**BY E-FILING, E-MAIL
& HAND DELIVERY**

DM 1

The Honorable Vincent J. Poppiti
Blank Rome LLP
1201 N. Market Street, Suite 800
Wilmington, DE 19801

Re: *Honeywell International Inc., et al. v. Apple Computer, Inc., et al.*
C.A. No. 04-1338-JJF (Consolidated)

Dear Judge Poppiti:

Honeywell is mindful that Your Honor currently is deciding the issue of the scope of Accused Products in this matter, but felt compelled to inform Your Honor about recent developments which may impact the schedule that was set at the end of July.

Two days after the July 30th teleconference, Honeywell served the Affected Defendants with a Notice of Deposition, and attendant document requests, pursuant to Federal Rule of Civil Procedure 30(b)(6). Honeywell scheduled these depositions for the second half of this month in order to meet the briefing deadlines set at the teleconference. As it currently stands, not one defendant has committed to the production of any witness and some defendants have objected to the production of a witness under any circumstances.

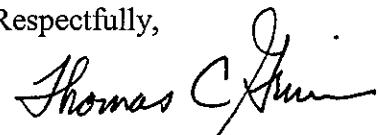
Regardless of how Your Honor resolves the Accused Products issue, Honeywell will need limited discovery along the lines previously discussed in order to prepare the appropriate record for the September briefing on the Defendants' motion. While Honeywell will continue the ongoing meet and confer process to hopefully resolve this issue, we wanted to advise Your Honor promptly, given the compressed schedule, that we will likely need additional guidance with regard to Honeywell's right to conduct discovery prior to the briefing on this issue.

The Honorable Vincent J. Poppiti

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Respectfully,



Thomas C. Grimm (#1098)

TCG

cc: Dr. Peter T. Dalleo, Clerk (by hand)
All Counsel of Record (by e-filing and/or e-mail)
(see attached Certificate of Service)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on August 12, 2008, the foregoing was caused to be electronically filed with the Clerk of the Court using CM/ECF which will send electronic notification of such filing to all registered participants.

In addition, the undersigned hereby certifies that true and correct copies of the foregoing were caused to be served via electronic mail on August 12, 2008 upon the following parties:

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